IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.692 OF 2005

IN

SUIT NO.4256 OF 1996

Harihar Polifibers. ...Plaintiff.

Vs.

Union of India and others. ...Defendants

Ms.Munim i/b. Rajesh Kothari & Co.,for Plaintiff.

Mr.A.N.Samant,for Defendants.

CORAM: D.K.DESHMUKH, J.

DATED: 26th April,2006

P.C.:-

By consent of parties, the notice of motion is disposed of in the following terms.:-

1. The Prothonotary and Senior Master of this Court shall permit the plaintiff to withdraw the amount deposited by the defendants pursuant to the

order dated 21.7.2005 together with the accruals, if any, on the plaintiff furnishing bank guarantee to the satisfaction of the Prothonotary and Senior Master of this Court.

2. The plaintiff shall be withdrawing the amount subject to final order that may be passed in the suit without prejudice to the rights and contentions of the plaintiff. The withdrawal of the amount by the plaintiff is also permitted without prejudice to rights and contentions of the defendants.